

REMARKS

Claims 1, 2, 12-15, 18-21, 26, 27, 32, 33, 38, 39, 44, and 45 are pending in this application. Claims 3-11, 16-17, 22-25, 28-31, 34-37, and 40-43 are canceled. Claims 1 and 18-21 are amended. Claims 1 and 18-21 are the independent claims.

Examiner Interview

The Applicants thank the Examiner for the polite and courteous interview conducted on August 11, 2009.

The interview primarily focused on whether the art cited in the June 24, 2009 Office Action discloses "the still picture units including at least a still picture and associated related data, the related data not including audio data," as recited in the independent claims of the Amendment dated April 3, 2009.

In the Office Action dated June 24, 2009, the Examiner asserted that Ando discloses "the still picture units including at least a still picture and associated related data, the related data not including audio data," as recited in the independent claims of the Amendment dated April 3, 2009. For support, the Examiner cited to FIG. 4 and FIG. 11 of U.S. Patent 7,054,545 (herein after "Ando"). The Examiner alleged that FIG. 4 of Ando's disclosure discloses a "still picture VOB entry #1 including picture (292) and still picture information." The Examiner also indicated that Ando, in FIG. 11, discloses "presentation data being divided up into a number of still pictures." The Applicant's representative, however, pointed out the still picture VOB entry #1, illustrated in FIG. 4, does not include a still picture, rather, it includes still picture VOB entry type and still picture size (292), neither of which are a still picture. Accordingly, the Applicant's representative argued that the cited portions of Ando do not disclose "the still picture units including at least a still picture and associated

related data, the related data not including audio data," as recited in the independent claims of the Amendment dated April 3, 2009.

The Examiner agreed with the above analysis and that the cited portions of Ando do not disclose "the still picture units including at least a still picture and associated related data, the related data not including audio data," as recited in the independent claims of the April 3, 2009 Amendment. Accordingly, the Examiner agreed to make the next action non-final after formal arguments are submitted.

During the interview, however, the Examiner suggested amending the phrase "associated related data," as recited in the independent claims, asserting the phrase is very broad. The Examiner recommended amending the independent claims of the amendment dated April 3, 2009 to recite "associated graphic data" rather than "associated related data." To advance prosecution, the Applicants have amended the independent claims as suggested by the Examiner.

Claim Rejections under 35 U.S.C. §103(a)

Claims 1, 2, 9, 10, 12-15, 18-21, 23, 24, 26, 27, 29, 30, 32, 33, 35, 36, 38, 39, 41, 42, 44 and 45 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent Publication 2002/0145702 to Kato et al. ("Kato") in view of U.S. Patent 7,054,545 to Ando et al. ("Ando") in view of U.S. Patent 6,529,683 to Mori et al. ("Mori"). The Applicants respectfully traverse.

For the reasons set forth in the Examiner Interview, and as admitted by the Examiner, Ando fails to disclose, at least, "the still picture units including at least a still picture and associated related data, the related data not including audio data," as recited in claim 1 of the Amendment dated April 3, 2009. The Examiner has not alleged, nor can the Applicants find, the instant feature disclosed by either Kato or

Mori. Therefore, even if one skilled in the art did combine Kato, Ando, and Mori (the combinability of which is not admitted), the Applicants submit this combination would not render claim 1 obvious since none of the cited references disclose the instant feature. For somewhat similar reasons, the Applicants submit the combination of Kato, Ando, and Mori would not render claim 1 of the present amendment obvious since none of the cited art teaches, suggests, or discloses, "the at least one still picture unit including at least one still picture and associated graphic data."

For at least the reasons given above, the Applicants respectfully request the rejection of claim 1, and all claims which depend thereon, under 35 U.S.C. § 103 as being obvious over the combination of Kato, Ando, and Mori be withdrawn.

For somewhat similar reasons, the Applicants respectfully request the rejection of claims 18-21, and all claims which depend thereon, under 35 U.S.C. § 103 as being obvious over the combination of Kato, Ando, and Mori be withdrawn.

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CONCLUSION

In view of the above remarks and amendments, Applicants respectfully submit that each of the rejections has been addressed and overcome, placing the present application in condition for allowance. A notice to that effect is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to contact the undersigned.

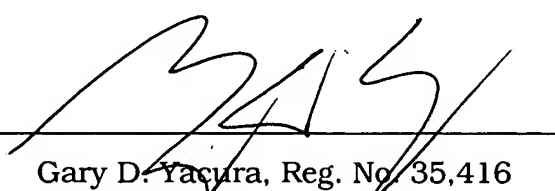
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Gary D. Yacura at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By: _____


Gary D. Yacura, Reg. No. 35,416
P.O. Box 8910
Reston, Virginia 20195
(703) 668-8000

GDY/DMB:eaf